

STATE BOARD OF EXAMINERS OF MASTER PLUMBERS
611 - BUSINESS MEETING - MINUTES -APRIL 24, 2014

The minutes of the **April 24, 2014** Board Meeting have not been formally approved and are subject to change or modification by the Public Body at its next meeting on **May 22, 2014**.

The notice of the **April 24, 2014** meeting has been mailed to The Star Ledger, Camden Courier Post, and Trenton Times newspapers and has also been posted on the Bulletin Board at The Office of the Secretary of State Trenton, New Jersey.

The Board meeting of **April 24, 2014** was called to order at 9am with the following Members in attendance:

Peter Voros. Chairman

Michael K. Maloney, Vice-Chairman

Michael L. Sestanovich, Secretary

James McManus, Jr.

Robert B. Reeve (ABSENT)

Paul N. Bontempo (ABSENT)

Donald Dileo

Adam J. Sabath (ABSENT)

Board Complement: (9): One (1) Vacancy remains for a Government Representative

Others in attendance:

The following individuals were in attendance from 9:00 a.m. until closing at 3:00 pm:

Joseph A. Donofrio, Counseling Deputy Attorney General (DAG)

Rosemarie Baccile, Acting Executive Director

Steven Mattia, Government Service Representative

SESSION VISITORS:

Thomas Walsh, LMP # 7854

Vincent Tinervia, LMP # 10945

PLEDGE OF ALLEGIANCE

Chairman Peter Voros led the Board in the Pledge of Allegiance to the Flag and requested that Members join in a moment of silence in recognition of U.S. troops serving our Country.

APPROVAL OF THE MINUTES of the MARCH 27, 2014 MTG

A motion was made by Don Dileo and seconded by Michael Sestanovich to approve the minutes of the March 27, 2014 Meeting. A vote was taken and the motion unanimously passed.

PRESENT BOARD MEMBERS - &- CAPACITIES

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER ~ CHAIRMAN

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER - VICE CHAIRMAN

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER - SECRETARY

ROBERT B. REEVE, LICENSED MASTER PLUMBER # 7388

JAMES MC MANUS, JR., JOURNEYMAN MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

PAUL N. BONTEMPO - PUBLIC MEMBER

ADAM J. SABATH ~ PUBLIC MEMBER

Total Board Complement (9):Vacancy/Government Representative

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- 1.) BILL COMMENT REQUEST FOR A2460
EMAIL FROM: FRANCESCA FLANAGAN

WAIVES CERTAIN PROFESSIONAL AND OCCUPATIONAL LICENSING FEES FOR VETERANS AND SPOUSES OF VETERANS

On April 24, 2014 the Board reviewed this legislation and expressed their favor of this bill. A motion was made by Mike Maloney and seconded by Mike Sestanovich. A vote was taken and unanimously passed.

- 2.) NJPHCC CONVENTION - MAY 1ST & 2ND 2014
Requesting approval for Continuing Education credits and increased size of seminars

EMAIL FROM: NICOLE URIZZO - DATED MARCH 10, 2014

On April 24, 2014 the Board reviewed a request for a 5 hour course and increase class size from 50 to 100. A motion to approve was made by Don Dileo and seconded by Mike Sestanovich. A vote was taken and unanimously passed to approve this request.

- 3.) CONTINUING EDUCATION - 2015-2017 BIENNIAL (5) HOUR REQUIREMENT
CONTINUING EDUCATION SPONSORS

DONALD M. JONES, LMP #9682 - EDUCATION INSTRUCTOR 114, SPONSOR #34

On April 24, 2014 the Board approved the sponsor's request to instruct Continuing education; however, pending receipt of his course outline. A motion was made by Mike Maloney and seconded by Mike Sestanovich. A vote was taken and unanimously passed.

- 4.) CONTINUING EDUCATION - 2015-2017 BIENNIAL (5) HOUR REQUIREMENT
CONTINUING EDUCATION SPONSORS

THE INSTITUTE FOR CONTINUING EDUCATION
LOIS D'APUZZO, SPONSOR #9

On April 24, 2014 the Board approved the sponsor's request for re-approval as a CE sponsor however, pending receipt of their course outline. A motion was made by Mike Sestanovich and seconded by Don Dileo. A vote was taken and unanimously passed.

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- 5.) CONSUMER COMPLAINT - RESOLVED BY CONSUMER ACTIONS:
STOPPING PAYMENT ON THE \$529.65 CHECK;
\$500 PENALTY PAID FOR FAILURE TO COMPLY WITH THE REQUIRED CODES FOR
RESETTING THE TOILET FIXTURES

JAMES MURRAY, LMP #8706
LILIANA PICCIONE, CONSUMER, FILE ID: #95179

The Board noted on April 24, 2014, that the licensee has paid the fine; however, he must also sign the Offer of Settlement to complete the action.

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- 6.) MARK J. LYTWYN, LMP #6438 - DECEASED
T/A LYTWYN PLUMBING & HEATING
ARTHUR COON, LMP #5739, T/A ART COON PLUMBING & HEATING, INC.
REQUESTING CONTINUANCE OF BUSINESS

On April 24, 2014 the Board approved Arthur Coon as BFR for a period of six months . A motion was made by Mike Sestanovich and seconded by James McManus. A vote was taken and unanimously passed. The Board noted that the Continuance of Business commences with the date of the deceased's passing and ends in six (6) months from that date.

- 7.) OFFER OF SETTLEMENT - \$100 PAID - MARCH 28, 2014
FOR FAILURE TO COMPLY WITH IDENTIFICATION OF LICENSEES, N.J.A.C. 13:32-3.1

ROSARIO ALU, LMP #9912, T/A MASTERS PLBG. & HTG., CORP
KATHLEEN HAND, CONSUMER, FILE ID: #95185

THIS MATTER WAS CLOSED ON APRIL 24, 2014.

- 8.) DRUG TEST MONITORING - CONSENT ORDER FILED MARCH 22, 2012
STEVEN B. ZANNE, LMP #10731 - REPORT SUBMITTED APRIL 1, 2014

Respondent applied for the reinstatement of his plumbing license which had expired on June 30, 2007 when he had failed to renew within 30 days of expiration. Respondent indicated that he was convicted of a criminal offense. Having reviewed the entire record, including the records provided as to respondent's medical condition, his probation and rehabilitation, the Board determined that Mr Zanne's plumbing license may be reinstated subject to the conditions outlined in this order. Any deviation from the terms of the order will result in immediate suspension of licensure.

Respondent is reprimanded for being convicted of a crime involving moral turpitude and relating adversely to the practice of plumbing in violation of N.J.S.A. 35:1-21(f). His license is reinstated however, subject to the restrictions in this order. Full details are contained in the Filed Order.

On November 21 2013, the Board acknowledged receipt of Mr. Zanne's request to modify the terms of his filed order. The Board proceeded in a motion made by Robert Reeve and seconded by Michael Sestanovich, to move into Executive Closed Session to seek counsel of DAG Donofrio and deliberate on Mr. Zanne's request. The Board returned to Open session to report that there are no modifications to this Consent Order at this time. A vote was taken and the motion unanimously passed.

On April 24, 2014, the Board determined that Mr. Zanne continues in compliance.

- 9.) RESPONSE TO UNIFORM PENALTY LETTER - DATED MARCH 24, 2014
ZENITH PLUMBING, UNLICENSED
ADVERTISING FOR PLUMBING, NOVEMBER 21, 2013 AGENDA, ITEM #19
FILE ID: #94125

On April 24, 2014 the Board agreed to reduce the original penalty from \$5000 to \$2500.

A motion was made by Don Dileo and seconded by Mike Sestanovich. A vote was taken and unanimously passed.

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- 10.) \$500 PAYMENT MADE TOWARD UNIFORM PENALTY LETTER
RECEIVED APRIL 15, 2014

DAN COCO, UNLICENSED, THE CREST BOARD, CONSUMERS, FILE ID: 87352

**◆ It is noted that applications for the Master Plumber's
examination, Master Plumber's business registration
forms, and Bona fide Representative registrations are reviewed by Board Members during the
course of each business meeting.**

**Applications for Medical Gas Piping installers, brazers and instructors are also reviewed at this
time.**

EXECUTIVE CLOSED SESSION MOTION:

A motion was made by Donald Dileo and seconded by Michael Maloney to proceed into Executive Closed Session to review consumer complaint matters, conduct investigative inquiries, discuss unlicensed advertisements, unlicensed practice matters, consider administrative closings, investigations of possible violations of applicable law, pending or anticipated litigation, matters under investigation, the DAG caseload, and review matters within the attorney-client relationship exception to the Open Public Meetings Act. A vote was taken and the motion unanimously passed.

The subject of this discussion shall remain confidential until such time as the reasons for having this matter in Executive Closed Session are no longer applicable. The next meeting is scheduled for **May 22, 2014** at 9:00 am.

A vote was taken and the motion unanimously passed.

Submitted by,

Rosemarie S. Baccile, Acting Executive Director